



PATENT
Attorney Docket 061525-5001-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Randall Kent et al.**)
Application No. **09/533,547**) Group Art Unit: **1744**
Filed: **March 23, 2000**) Examiner: **Elizabeth McKane**
For: **Methods for Sterilizing Biological Materials**)

NOTICE OF APPEAL TO BOARD OF PATENT APPEALS & INTERFERENCES

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated November 19, 2003 of the Examiner finally rejecting claims 1 to 28, 30, 34, 36 to 83 and 173 to 196. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for a three-month extension of time from February 19, 2004 to May 19, 2004, the small entity fee for which is \$475.00 as set forth in 37 C.F.R. 1.17(a)-(d). If an additional extension of time is required, please consider this a Petition therefor.

The Commissioner is hereby authorized to charge **\$640.00** to Deposit Account No. 50-0310 for payment of the small entity three-month extension of time fee (\$475.00) and the Notice of Appeal fee (\$165.00) as set forth on the accompanying transmittal form.

Except for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **May 19, 2004**
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Respectfully submitted,
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01 FC:2401 165.00 DA
02 FC:2253 475.00 DA